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TO: Examiner Jonathan M. Foreman
U.S. Patent & Trademark Office
Group Art Unit: 3736
Fax No: (571) 273 - 8300

FROM: Donald W. Hanson
Of
KRATZ, QUINTOS & HANSON, LLP

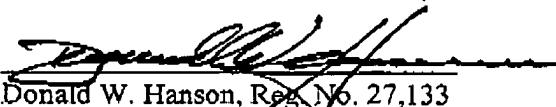
RE: U.S. PATENT APPLICATION
SERIAL NO. 10/798,302
Our Ref: 080333

If all pages are not received, please call the above-identified attorney at local telephone no. 202-659-2930.

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence, an Submission of Response with Enclosures (Response of September 2, 2008 to Action dated March 31, 2008) (5 pages and 1 page cover sheet for total of 6 pages), is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Person signing certification:


Donald W. Hanson, Reg. No. 27,133December 4, 2008

Date

Attny. Docket No.080333

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **WHEELER, Mark, et al.**

Group Art Unit: 3736

Serial No.: 10/798,302

Examiner: **FOREMAN, Jonathan M.**

Filed: **March 12, 2004**

P.T.O. Confirmation No.: 5805

**FOR: HEAD GEAR INCLUDING A DATA AUGMENTATION UNIT FOR
DETECTING HEAD MOTION AND PROVIDING FEEDBACK RELATING TO
THE HEAD MOTION**

SUBMISSION OF RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: December 4, 2008

Sir:

An Office Action dated March 31, 2008, was issued in the above-identified application requiring a restriction between Group I of claims 54-67 and claims 83-86 and Group II of claims 68-82.

A Response to this Office Action was submitted to the USPTO on September 2, 2008. A copy of that Response is attached.

Unfortunately, the Response indicated a Serial Number which was not accurate, the first and second digits having been transposed. That is, the Response indicated a Ser. No. of 10/978,302, whereas the correct Ser. No. was 10/798,302. However, the PTO confirmation number as well as the group art unit were accurate.

Serial No.: 10/798,302
Submission of Response
Filed on December 4, 2008

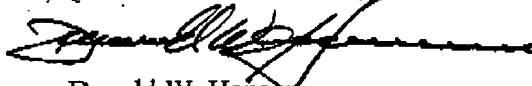
In a telephone call with Mr. Yohannes of the USPTO on December 3, 2008, it was indicated that the above matter could be rectified by submission of a copy of the Response as filed along with an explanation of the status of the application.

In view of the above, it is requested that the attached Response be applied to the correct application.

In the event this paper is not timely filed, the undersigned hereby petitions for an appropriate extension of time. The fee for this extension may be charged to Deposit Account No. 01-2340, along with any other additional fees which may be required with respect to this paper.

Respectfully submitted,

KRATZ, QUINTOS & HANSON, LLP



Donald W. Hanson
Attorney for Applicant
Reg. No. 27,133

DWH/evb

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Enclosure: Response of September 2, 2008 to Action Dated March 31, 2008